

RECEIVED  
CENTRAL FAX CENTER

APR 20 2007

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

ATTORNEY DOCKET NO. 10030355-1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Paul K. Wolber

Serial No.: 10/699,281

Examiner: Crow, Robert Thomas

Filing Date: October 30, 2003

Group Art Unit: 1634

Title: NUCLEIC ACID ARRAYS COMPRISING DEPURINATION PROBE FEATURES AND METHODS FOR USING THE SAME

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, December 22, 2006, rejecting the following claims 1-13 and 21-25.

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

<input checked="" type="checkbox"/>	one month	\$ 120.00
<input type="checkbox"/>	two months	\$ 450.00
<input type="checkbox"/>	three months	\$1020.00
<input type="checkbox"/>	four months	\$1590.00

☐ The extension fee has already been filled in this application.☐ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 50-1078 the sum of \$620.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Paul K. Wolber

By

Bret E. Field for John Brady  
Attorney/Agent for Applicant(s)

Reg. No. 37,620

Date: April 20, 2007

Telephone No. (408) 553-3584

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: OR

☒ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

571-273-8300

Date of Facsimile: April 20, 2007

Typed Name: Sandra D. Hunter

Signature: 

04/23/2007 TL0111 00000032 501078 10699281

01 FC:1401 500.00 DA  
02 FC:1251 120.00 DA

Rev 05/05 (NotAppeal)

2 TOTAL PAGES